

Docket No.: 251763US8/mca

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF: Hiroyuki ISHII, et al. ALLOWED: AUGUST 31, 2009

SERIAL NUMBER: 10/820,814

GROUP: 2416

FILED: April 9, 2004

EXAMINER: LY, ANH VU H

FOR: RADIO COMMUNICATIONS CONTROL SYSTEM, RADIO  
COMMUNICATIONS CONTROL METHOD

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

MAIL STOP ISSUE FEE  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

SIR:

Applicants acknowledge with appreciation the indication of allowability of the claimed invention. In response to the Examiner's Statement of Reasons for Allowance in the Notice of Allowance of August 31, 2009, Applicants respectfully submit the following comments.

In the Examiner's Statement of Reasons for Allowance on page 6 of the Notice of Allowance mailed August 31, 2009, paragraph 2 states in part:

The prior art does not teach or fairly suggest a transmission power controller configured to control the transmission power of the shared control channel based on a transmission power of a dedicated channel accompanying the shared control channel and the communication quality of the shared control channel received from the determination unit by adding a power offset to a value of the transmission power of the dedicated channel, said power offset being determined based on a block error rate of the shared control channel and a service type of a shared packet channel for transmitting packet data to the plurality of mobile stations, as specified in independent claims 1, 5 and 9.

Although the above comment seems to be directed to Claims 1 and 9, it is respectfully noted that independent Claim 5 does not include all of the elements recited above. For example, Claim 5 recites “changing the transmission power of the dedicated channel based on a power offset” and not “adding a power offset to a value of the transmission power of the dedicated channel.” Accordingly, it is respectfully submitted that the above-quoted statement applies only to independent Claims 1 and 9 (and claims dependent therefrom) and not to independent Claim 5, to the extent the language used in the statement differs from the language of the claims.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, L.L.P.



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Bradley D. Lytle  
Registration No. 40,073

Customer Number

**22850**

Tel. (703) 413-3000  
Fax. (703) 413-2223  
(OSMMN 07/09)

Craig R. Feinberg  
Registration No. 62,116